

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

IN RE OPTIVER COMMODITIES LITIGATION

This Document Relates To: All Actions

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Master File No. 08 CV 6842 (LAP)

Chief Judge Preska

~~PROPOSED ORDER~~

UPON Pretrial Order No. 1 entered by the Court on February 11, 2009, which, among other things, set forth the schedule for this action; and

UPON the Orders entered by the Court on May 14, 2009, November 9, 2009, April 29, 2010, November 15, 2010, and January 28, 2011 which, among other things, set forth the revised schedule for this action; and

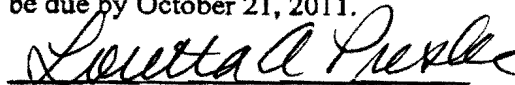
UPON the letter of counsel for the non-individual defendants dated March 4, 2011, and without opposition from any party; and

UPON all prior papers and proceedings herein;

IT IS HEREBY ORDERED THAT:

Plaintiffs shall file a Consolidated Class Action Complaint ("Consolidated Complaint") on behalf of all Plaintiffs in the consolidated Action on May 25, 2011. Defendants shall respond to the Consolidated Complaint by July 25, 2011. If Defendants, or any of them, file a motion under Rule 12 of the Federal Rules of Civil Procedure, Plaintiffs shall respond to the motion by September 21, 2011. Moving Defendants' reply brief to any such response submitted by Plaintiffs shall be due by October 21, 2011.

Entered:



Chief Judge Loretta A. Preska

March 4,  
2011